

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOHN HANCOCK LIFE INSURANCE
COMPANY (U.S.A.), *et al.*,

Plaintiffs,

-against-

JPMORGAN CHASE & CO., *et al.*,

Defendants.

Case No. 12 Civ. 3184 (RJS)

NOTICE OF MOTION

JPMORGAN CHASE BANK, N.A.,

Third-Party Plaintiff,

-against-

FEDERAL DEPOSIT INSURANCE
CORPORATION,

Third-Party Defendant.

PLEASE TAKE NOTICE that, upon the Amended Complaint in the above-captioned action, dated March 2, 2012; the Defendants' Memorandum of Law in Support of Their Motion for Reconsideration of the Court's March 29, 2013 Order; the accompanying Declaration of David A. Castleman, dated June 27, 2013, and the exhibits thereto; and upon all prior papers and proceedings herein, defendants JPMorgan Chase & Co., JPMorgan Chase Bank, N.A., J.P. Morgan Mortgage Acquisition Corporation, J.P. Morgan Securities LLC f/k/a J.P. Morgan Securities Inc., J.P. Morgan Acceptance Corporation I, Chase Mortgage Finance Corporation, Chase Home Finance LLC, EMC Mortgage LLC f/k/a EMC Mortgage Corporation, Bear Stearns & Co., Inc., Bear Stearns Asset Backed Securities I LLC, Structured Asset Mortgage Investments II Inc., WaMu Asset Acceptance Corporation, Washington Mutual Mortgage Securities Corporation, WaMu Capital Corporation, Long Beach Securities Corporation, John Barren, David Beck, Domenic A. Borriello, Richard

Careaga, Jerome A. Cipponeri, Christine E. Cole, Craig S. Davis, Art Den Heyer, Marangal I. Domingo, David M. Duzyk, Katherine Garniewski, Troy A. Gotschall, Patricia A. Jehle, Juliana C. Johnson, Rolland Jurgens, Joseph T. Jurkowski Jr., Michael D. Katz, William A. King, Michael J. Kula, Thomas G. Lehmann, Stephen Lobo, Richard D. Lodge, Kim Lutthans, Marc K. Malone, Edwin F. McMichael, Diane Novak, Michael L. Parker, Matthew E. Perkins, Louis Schioppo, Jr., Jeffrey A. Sorensen, Thomas L. Wind, David H. Zielke, Brian Bernard, Megan M. Davidson, Eric Ferren, Stephen Fortunato, Donald Wilhelm, Samuel L. Molinaro, Jr., Jeffrey Mayer, Sara Bonesteel, Marc R. Kittner, Thomas F. Marano, Michael B. Nierenberg, Jeffery L. Verschleiser, Banc of America Securities LLC, Merrill Lynch, Pierce, Fenner & Smith Inc., UBS Securities LLC, Greenwich Capital Markets, Inc. (n/k/a RBS Securities Inc.), Deutsche Bank Securities Inc., and CSE Mortgage, LLC (collectively, the “Defendants”), by and through their undersigned counsel, will move this Court, before the Honorable Richard J. Sullivan, United States District Judge, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007, on a date and at a time designated by the Court, (a) for modification of the Court’s March 29,

2013 Order to retain jurisdiction over Plaintiffs' state-law claims and dismiss them with prejudice and (b) for such other and further relief as this Court may deem just and proper.¹

Dated: June 27, 2013
New York, New York

Respectfully submitted,

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¹ This Notice of Motion supplements the joint letter, dated April 8, 2013, which the Court deemed to constitute notice of this motion for purpose of Local Civil Rule 6.3 in an order dated April 9, 2013. (Dkt. No. 74.)

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